THE HON'BLE MR JUSTICE L. NARASIMHA REDDY

Writ Petition No.14852 of 2007

Dated 12-07-2007

Between:

M. Sreenivasulu

…Petitioner

And

The Regional Manager, APSRTC,
Kurnool, and others.

…Respondents

THE HON'BLE MR JUSTICE L. NARASIMHA REDDY

Writ Petition No.14852 of 2007

ORDER:

The petitioner was granted licence, in respect of a stall in the

Bus stations, at Kurnool and Nandyal, in the year 2001, for a period of three years. After the expiry of that initial period of licence, extension was given for a period of three years. The extended period of licence expires by 14-07-2007. The respondents have taken steps, by inviting tenders, for grant of licence, with effect from 14-07-2007. It is stated that the successful tenderer did not turn up, to enter into agreement. The grievance of the petitioner is that though no licence was granted in respect of the said premises, the respondents are taking steps to terminate the arrangement from 14-07-2007 onwards.

Heard the learned counsel for the petitioner and learned Standing Counsel for the respondents.

It is true that the licence of the petitioner subsists till 14-07-2007, and he does not have any right to continue beyond that date. However, when the licence is not granted, in favour of any other person, beyond that date, there is no reason why the petitioner cannot be continued, till such arrangement is made. In fact, the petitioner had offered to pay the licence fee, by enhancing it to 30%. Not only the petitioner would be able to continue the business, but the respondents would also get the revenue, *vis-à-vis* the licensed premises.

For the foregoing reasons, the writ petition is disposed of, directing that, the licence of the petitioner shall be continued, for the existing premises, till any new licence is granted; by collecting the licence fee at 30%, over and above, what is being collected at present. In case, the respondents want to discontinue the licence, once for all, it shall be open to them, to inform the petitioner, and take further steps.

There shall be no order as to costs.

L. NARASIMHA REDDY, J.

Dt.12-07-2007

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